

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

LOUIS M. TUTT, III,)	
)	
Plaintiff,)	
)	
v.)	Case No. 1:19cv588 (PTG/IDD)
)	
CHRISTINE E. WORMUTH,)	
Secretary of the Army,)	
)	
Defendant.)	
)	
)	
)	

DECLARATION IN SUPPORT OF DEFENDANT’S BILL OF COSTS

I, Kirstin K. O’Connor, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 as follows:

1. I am an Assistant United States Attorney for the Eastern District of Virginia. I served as counsel for Defendant in the above-captioned action. Based on the expense records for this litigation, I have prepared the Bill of Costs accompanying this declaration and filed with this Court.

2. I have attached as Attachment 1 an itemized list of the deposition costs claimed in Defendant’s Bill of Costs.

3. I have attached as Attachment 2 the U.S. Attorney’s Office’s receipts for the deposition costs claimed in Defendant’s Bill of Costs.

4. I certify that the deposition costs reported on the itemized attachment (Attachment 1) were billed by the court reporters to the United States Attorney’s Office for the Eastern District of Virginia (Attachment 2). I certify that the court reporting services for which the transcript costs were billed were actually and necessarily performed.

5. I further certify that the depositions identified in Attachment 1 were noticed by the party indicated in the itemized attachment and that the costs of these transcripts were necessarily incurred in this action and required for the defense of this action.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: March 9, 2023

_____/s/_____
Kirstin K. O'Connor
Assistant United States Attorney

ATTACHMENT 1

Date	Description of Expense	Notice/Requesting Party	Invoice Number	Vendor	Cost (\$)
12/16/2022	Deposition costs for Sonia Martinez	Plaintiff	548056	Planet Depos	\$274.50
12/19/2022	Deposition costs for Louis Tutt	Defendant	95288	Diversified Reporting Services	\$1,335.00
12/22/2022	Deposition costs for John Daniels and Karen Walker	Plaintiff	549927	Planet Depos	\$796.50
12/23/2022	Deposition costs for Letitia Fournillier and Vincent Malone	Plaintiff	549952	Planet Depos	\$627.00
					Total: \$3,033.00

ATTACHMENT 2

INVOICE

1 of 1



Client:

Kirstin O'Connor, Esquire
U.S. Department of Justice, Alexandria (0141)
2100 Jamieson Avenue
Alexandria, VA 22314

Invoice No.	Invoice Date	Job No.
549927***	12/22/2022	474360
Job Date	Case No.	
12/8/2022	1:19-cv-588 (PTG/IDD)	
Client and Case Name		
U.S. Department of Justice, Alexandria (0141) - Tutt -v- Wormuth, Secretary of the Army		
Payment Terms		
Due upon receipt		

TRANSCRIPT WITH INDEX OF:

John Joseph Daniels

89.00 Pages

311.50

TRANSCRIPT WITH INDEX OF:

Karen A. Walker

97.00 Pages

339.50

Exhibits

201.00 Pages

100.50

Processing Fee

1.00

45.00

TOTAL DUE >>>**\$796.50**

AFTER 1/21/2023 PAY

\$836.33

Client law firm, as named above is responsible for the payment of this invoice and such payment is not contingent on any prior receipt of monies by client. By use of Planet Depos' services client accepts the terms and conditions set forth herein.

For convenience, payment can be made online at <https://planetdepos.com/pay> with any major credit card- subject to a 3% convenience fee.

For billing questions, please email billing@planetdepos.com or call 888.433.3767. Invoice disputes must be brought to our attention within 30 days of receipt. In the event Planet Depos engages an attorney to collect any monies due from client, client shall be responsible for payment of Planet Depos' reasonable attorney's fees. Thank you for your business.

Tax ID: 26-3280557

Please detach bottom portion and return with payment.

Kirstin O'Connor, Esquire
U.S. Department of Justice, Alexandria (0141)
2100 Jamieson Avenue
Alexandria, VA 22314

Invoice No. : 549927***

Invoice Date : 12/22/2022

Total Due : \$796.50

AFTER 1/21/2023 PAY \$836.33

R23VAELE102
"I certify that goods and/or services were received
12/27/22(date) and accepted on 12/27/22(date)
Oral purchase was authorized and no confirming order
has been issued"
Signature Rachol A. Doshoff Date 12/27/22
Print/Type Name and Title Rachol A. Doshoff
Paralegal Specialist

Remit To: **Planet Depos**
P.O. BOX 791571
Baltimore, MD 21279-1571

Job No. : 474360

BU ID : *01-DMV

Case No. : 1:19-cv-588 (PTG/IDD)

Case Name : Tutt -v- Wormuth, Secretary of the Army

INVOICE

1 of 1

**Client:**

Kirstin O'Connor, Esquire
U.S. Department of Justice, Alexandria (0141)
2100 Jamieson Avenue
Alexandria, VA 22314

Invoice No.	Invoice Date	Job No.
549952***	12/23/2022	474393
Job Date	Case No.	
12/9/2022	1:19-cv-588 (PTG/IDD)	
Client and Case Name		
U.S. Department of Justice, Alexandria (0141) - Tutt -v- Wormuth, Secretary of the Army		
Payment Terms		
Due upon receipt		

TRANSCRIPT WITH INDEX OF:

BG Vincent F. Malone

100.00 Pages

350.00

Exhibits

16.00 Pages

8.00

TRANSCRIPT WITH INDEX OF:

Letitia Fournillier

61.00 Pages

213.50

Exhibits

21.00 Pages

10.50

Processing Fee

1.00

45.00

TOTAL DUE >>>**\$627.00**

AFTER 1/22/2023 PAY

\$658.35

Copy Firm: \$3.50 @ 161 total pages: \$563.50

Exhibits: \$0.50 @ 16 (MALONE ONLY): \$8

Processing Fee: \$45

Client law firm, as named above is responsible for the payment of this invoice and such payment is not contingent on any prior receipt of monies by client. By use of Planet Depos' services client accepts the terms and conditions set forth herein.

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Tax ID: 26-3280557*Please detach bottom portion and return with payment.*

Kirstin O'Connor, Esquire
U.S. Department of Justice, Alexandria (0141)
2100 Jamieson Avenue
Alexandria, VA 22314

Invoice No. : 549952***

Invoice Date : 12/23/2022

Total Due : \$627.00

AFTER 1/22/2023 PAY \$658.35

R23VAELE104

"I certify that goods and/or services were received
12/27/22 (date) and accepted on 12/27/22 (date)
Our purchase was authorized and no confirming order
has been issued"

Signature Rachel A. Doshoff Date 12/27/22Print/Type Name and Title Rachel A. Doshoff
Paralegal Specialist

Remit To: **Planet Depos**
P.O. BOX 791571
Baltimore, MD 21279-1571

Job No. : 474393

BU ID : *01-DMV

Case No. : 1:19-cv-588 (PTG/IDD)

Case Name : Tutt -v- Wormuth, Secretary of the Army

INVOICE

1 of 1



Client:
 Tammy Zimmie
 U.S. Department of Justice, Alexandria (0141)
 2100 Jamieson Avenue
 Alexandria, VA 22314

Invoice No.	Invoice Date	Job No.
548056	12/16/2022	472996
Job Date	Case No.	
11/29/2022	1:19-cv-588 (PTG/IDD)	
Client and Case Name		
U.S. Department of Justice, Alexandria (0141) - Tutt -v- Wormuth, Secretary of the Army		
Payment Terms		
Due upon receipt		

TRANSCRIPT WITH INDEX OF:

Sonia Martinez	61.00 Pages	213.50
Exhibits	32.00 Pages	16.00
Processing Fee	1.00	45.00

TOTAL DUE >>> \$274.50
 AFTER 1/15/2023 PAY \$288.23

Ordered by : Kirstin O'Connor, Esquire
 U.S. Department of Justice, Alexandria (0141)
 2100 Jamieson Avenue
 Alexandria, VA 22314

Copy Firm: \$3.50 @ 61 pages= \$213.50
 Exhibits: 32 @ \$0.50= \$16
 Processing Fee: \$45

TAMMY
 ZIMMIE

Digitally signed by
 TAMMY ZIMMIE
 Date: 2022.12.19
 09:44:22 -05'00'

Client law firm, as named above is responsible for the payment of this invoice and such payment is not contingent on any prior receipt of monies by client. By use of Planet Depos' services client accepts the terms and conditions set forth herein.

For convenience, payment can be made online at <https://planetdepos.com/pay> with any major credit card- subject to a 3% convenience fee.

For billing questions, please email billing@planetdepos.com or call 888.433.3767. Invoice disputes must be brought to our attention within 30 days of receipt. In the event Planet Depos engages an attorney to collect any monies due from client, client shall be responsible for payment of Planet Depos' reasonable attorney's fees. Thank you for your business.

Tax ID: 26-3280557

Please detach bottom portion and return with payment.

Tammy Zimmie
 U.S. Department of Justice, Alexandria (0141)
 2100 Jamieson Avenue
 Alexandria, VA 22314

Invoice No. : 548056
 Invoice Date : 12/16/2022
Total Due : \$274.50
 AFTER 1/15/2023 PAY \$288.23

Remit To: **Planet Depos**
P.O. BOX 791571
Baltimore, MD 21279-1571

Job No. : 472996
 BU ID : *01-DMV
 Case No. : 1:19-cv-588 (PTG/IDD)
 Case Name : Tutt -v- Wormuth, Secretary of the Army

Diversified Reporting Services, Inc.1426 Duke Street
Alexandria, VA 22314**INVOICE**

Invoice Number: 95288

Invoice Date: Jan 6, 2023

Page: 1

Duplicate

Voice: 202-467-9200

Fax: 202-296-3468

Bill To:USAO Eastern Dist of Virginia
401 Courthouse Square
Alexandria, VA 22314
703-299-3760**Ship to:**USAO Eastern Dist of Virginia
Kirstin O'Connor, Esq.
401 Courthouse Square
Alexandria, VA 22314
703-299-3799

Customer ID	Customer PO	Payment Terms	
ALEXANDRIA GJ DEPOS	15JA05-20-D-00000163	Net 30 Days	
Sales Rep ID	Shipping Method	Ship Date	Due Date
	OTHER	12/19/22	2/5/23

Quantity	Item	Description	Unit Price	Amount
155.00	GJAD CLIN 1014	In The Matter of: Tutt v. Wormuth, Secretary Army December 5, 2022 Witness: Louis Melvin Tutt, III *****		
4.25	GJAD CLIN 1025	Depo Regular Delivery Alex Depo Hourly Attendance	4.50 150.00	697.50 637.50
		12/5/2022	12/5/2022	
		TAMMY ZIMMIE	Digitally signed by TAMMY ZIMMIE Date: 2023.01.30 15:45:19 -05'00'	
Subtotal				1,335.00
Sales Tax				
Total Invoice Amount				1,335.00
Payment/Credit Applied				
TOTAL				1,335.00

Check/Credit Memo No: